

AO 440 (Rev. 8/01) Summons in Civil Action

**JUDGE BATTS**

**UNITED STATES DISTRICT COURT**

Southern

District of

New York

JOHN CERAMI

**SUMMONS IN A CIVIL ACTION**

V.

RETIREMENT AND PENSION PLAN FOR OFFICERS  
AND EMPLOYEES OF THE NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS AND  
RELATED ORGANIZATIONS, ET AL.

CASE NUMBER: 08 Civ.

**08 CV 00215**

TO: (Name and address of Defendant)

RETIREMENT AND PENSION PLAN FOR OFFICERS AND  
EMPLOYEES OF THE NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS AND RELATED ORGANIZATIONS et al.  
395 HUDSON STREET  
NEW YORK, NY 10014

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BARBARA MEHLSACK, ESQ.  
GORLICK, KRAVITZ & LISTHAUS, P.C.  
17 STATE STREET, 4TH FLOOR  
NEW YORK, NY 10004

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

**JAN 10 2008**

CLERK

DATE

(By) *Satecia Curtis*  
DEPUTY CLERK

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JOHN CERAMI  
Plaintiff(s),

JUDGE BATTS  
Index No. 08 CV 00215

-against-  
RETIREMENT AND PENSION PLAN FOR OFFICERS  
AND EMPLOYEES OF THE NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS AND RELATED  
ORGANIZATIONS, ET AL.,  
Defendant(s).

AFFIDAVIT OF SERVICE

-----X  
STATE OF NEW YORK )  
S.S.  
COUNTY OF NEW YORK)

ROBERT MILLS, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS, INC., and is not a party to this action.

That on the 15<sup>th</sup> day of January 2008, at approximately the time of 1:05 p.m., deponent served a true copy of the **SUMMONS IN A CIVIL ACTION AND COMPLAINT** upon Retirement and Pension Plan for Officers and Employees of The New York City District Council of Carpenters and Related Organizations at 395 Hudson Street, 9<sup>th</sup> Floor, New York, NY 10014, by personally delivering and leaving the same with the security officer, Patrick Kennedy, who informed deponent that he is an agent authorized by appointment to receive service at that address.

Patrick Kennedy is a white male, approximately 45 years of age, stands approximately 5 feet 10 inches tall and weighs approximately 190 pounds with brown hair and blue eyes wearing glasses.

Robert Mills  
ROBERT MILLS #1004298

Sworn to before me this  
18<sup>th</sup> day of January, 2008

NOTARY PUBLIC

JONATHAN T. RIPPS  
Notary Public, State of New York  
NO. 01R16109718  
Qualified in Rockland County  
Certificate Filed in New York County  
Commission Expires May 17, 2008